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7 Attorneys for Plaintiffs Blas David Gracia,
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9 Florentino Gracia-Morales
10 and Maria Elena Aguilar-Saucedo

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UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

BLAS DAVID GRACIA, in his individual capacity and) CASE #: 06CV00421 HRL
as the legal representative of the Estate of Carlos Alberto)
Gracia, and as Guardian ad Litem for DULCE GRACIA,)
KARLA GRACIA and LUIS GRACIA, minors;)
FLORENTINO GRACIA-MORALES and MARIA)
ELENA AGUILAR-SAUCEO,)
Plaintiffs,

) STIPULATION AND XXXXXXXXXXXX
ORDER SELECTION ADR
PROCESS

v.

COUNTY OF SANTA CLARA,

Defendant.

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court processes:

Non-binding Arbitration (ADR L.R. 4)

Early Neutral Evaluation (ENE) (ADR L.R.5)

Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is

1 appreciably more likely to meet their needs than any other form of ADR, must participate in an
2 ADR phone conference and may not file this form. They must instead file a Notice of Need for
3 ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

5 **Private Process:**

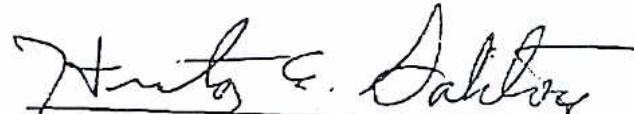
7 Private ADR (please identify process and ADR process unless otherwise
8 ordered.) Plaintiffs have agreed to hold Mediation (ADR L.R. 6) on October 20, 2006 at 1:00
9 p.m. with David A. Levy, Mediator, at the Law Offices of David A. Levy located at 800 Airport
10 Blvd. #314, Burlingame, CA 94010, Telephone No. (650) 524-0440; Fax: (650) 348-1400.

11 The presumptive deadline for the ADR session was originally scheduled on September 5,
12 2006. Parties have agreed to stipulate to continue the deadline for the ADR session. Parties have
13 scheduled the Mediation for October 20, 2006 to commence at 1:00 p.m. Parties will provide a
14 written copy of the Mediation statement to the Mediator on or before October 16, 2006.

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16 Parties request an extension of time to hold the Mediation (ADR L.R.).

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18 DATED: 8-28-06

19 Fernando F. Chavez, A Law Corporation

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22 Hector E. Salitrero, Esq.
23 Attorney for Plaintiffs

24 DATED: 8/29/06

25 Office of the County Counsel

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28 David Michael Rollo, Esq.
 Attorney for Defendant

1 [PROPOSED] ORDER

2 Pursuant to the Stipulation above, the captioned matter is hereby referred to Mediation. Deadline
3 for ADR session will be 60 days from the date of this order.

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5 IT IS SO ORDERED.

6 DATED: 8/29/06

7 /s/ Howard R. Lloyd

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9 UNITED STATES MAGISTRATE JUDGE

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